

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

BENJAMIN WILLIAM FAWLEY,

Plaintiff,

v.

CIV 11-0181 LH/KBM

GEO GROUP, INC., GREGG MARCANTEL,
in his official capacity as Secretary for the
New Mexico Department of Corrections,
DWAYNE BURRIS, Correctional Officer, and
FNU WIGGINS, Correctional Officer.

Defendants.


ORDER ADOPTING MAGISTRATE JUDGE'S
PROPOSED FINDINGS AND
RECOMMENDED DISPOSITION

The Chief Magistrate Judge filed proposed findings on March 18, 2013, that, among other things, require Plaintiff to submit legible filings. *See Doc. 98* at 11, 54. Plaintiff filed timely objections that do not comply with the admonition to write more clearly. *See Doc. 99*. Despite the difficulty occasioned by Plaintiff's disregard of the reasonable request, the Court painstakingly reviewed the objections de novo, and finds them without merit. *See Garcia v. City of Albuquerque*, 232 F.3d 760, 766-67 (10th Cir. 2000).

Wherefore,

IT IS HEREBY ORDERED AS FOLLOWS:

1. The Magistrate Judge's Proposed Findings and Recommended Disposition (*Doc. 98*) is ADOPTED;
2. Plaintiff is notified that he has accumulated two strikes within the meaning of 28 U.S.C. § 1915(g);
3. Plaintiff's claims are unexhausted and/or without merit;
4. Plaintiff's pending motions (*Docs. 57, 58, 69, 75, 76, 79, 81*) are DENIED;
5. Summary judgment is entered favor of Defendants; and
6. A final judgment dismissing this action with prejudice enter concurrently herewith.



SENIOR UNITED STATES DISTRICT JUDGE